

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

IN RE: NATIONAL PRESCRIPTION  
OPIATE LITIGATION

MDL No. 2804

Case No. 1:17-md-2804

Judge Dan Aaron Polster

**GENERIC MANUFACTURERS' MOTION FOR LEAVE TO FILE SUR-REPLY IN  
OPPOSITION TO OMNIBUS MOTIONS FOR LEAVE TO AMEND (ECF NOS. 5550-54)**

The Generic Manufacturers<sup>1</sup> move the Court for leave to file a joint Sur-Reply of no greater than fourteen (14) pages on behalf of four defendants<sup>2</sup> in Opposition to Amending Plaintiffs' Motions for Leave to Amend (ECF Nos. 5550-54) and in Response to Plaintiffs' Reply to Joint and Individual Oppositions of Aurolife, KVK-Tech, Lupin Pharmaceuticals, and Tris Pharma to Motions for Leave to Amend (ECF No. 6171) ("Reply"). A copy of the proposed joint Sur-Reply is attached hereto as Exhibit A.

**WHEREFORE**, the Generic Manufacturers respectfully request that the Court grant leave to file a joint Sur-Reply.

---

<sup>1</sup> The "Generic Manufacturers" are Aurobindo Pharma USA, Inc. ("APUSA") and Aurolife Pharma LLC ("Aurolife," collectively, "Aurobindo"); KVK-Tech, Inc. ("KVK-Tech"); Lupin Pharmaceuticals, Inc. ("Lupin Pharmaceuticals"); and Tris Pharma Inc. ("Tris Pharma").

<sup>2</sup> In their Reply, Amending Plaintiffs refer to a pending settlement with Alvogen, Inc. ("Alvogen") and state that they "expect to withdraw the motions they have filed against Alvogen once the settlement is finalized[.]" Reply at 1, n. 1. Accordingly, Alvogen is not included within the definition of "Generic Manufacturers" for purposes of this Motion and the proposed Sur-Reply brief attached hereto.

DATED: July 9, 2025

Respectfully Submitted,

/s/ Kevin M. Bandy

Paul J. Cosgrove  
Kevin M. Bandy  
**UB GREENSFELDER LLP**  
312 Walnut Street, Suite 1400  
Cincinnati, OH 45202  
Tel.: 513.698.5000  
pcosgrove@ubglaw.com  
kbandy@ubglaw.com

*Attorneys for Defendants Aurobindo Pharma  
USA, Inc. and Aurolife Pharma, LLC*

/s/ Thomas E. Rice

Thomas E. Rice  
**BAKER STERCHI COWDEN & RICE  
LLC**  
2400 Pershing Road, Suite 500  
Kansas City, MO 64108  
Tel.: 816.471.2121  
rice@bakersterchi.com

*Attorney for Defendant KVK-Tech, Inc.*

/s/ Katy E. Koski

James W. Matthews  
Katy E. Koski  
**FOLEY & LARDNER LLP**  
111 Huntington Avenue  
Boston, MA 02199  
Tel.: 617.342.4000  
jmatthews@foley.com  
kkoski@foley.com

*Attorneys for Defendant Lupin  
Pharmaceuticals, Inc.*

/s/ Terry M. Henry

Terry M. Henry  
Fiona Steele  
**BLANK ROME LLP**  
One Logan Square  
130 North 18th Street

Philadelphia, PA 19103  
Tel.: 215.569.5500  
Terry.Henry@blankrome.com  
Fiona.Steele@blankrome.com

*Attorneys for Specially Appearing Defendant  
Tris Pharma, Inc.*

**CERTIFICATE OF SERVICE**

I, Katy E. Koski, hereby certify that the foregoing was filed on July 9, 2025 through the ECF filing system and will be sent electronically to all counsel of record identified as registered participants on the associated Notice of Electronic Filing.

*/s/ Katy E. Koski*  
\_\_\_\_\_  
Katy E. Koski, Esq.